

SEALED

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District of Hawaii

BY ORDER OF THE COURT

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UNITED STATES OF AMERICA

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

MAY 23 2001  
10 38 a  
at 10 o'clock and 38 min. M.  
WALTER A. Y. H. CHINN, CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
CHIA SHENG CHEN (01) )  
aka Jason Nabari, )  
Jai Wai Lin, )  
HOI FUNG LEUNG (02) )  
aka Sun Quan Lee, )  
 )  
Defendants. )

CR. NO. **CR01-00196**  
INDICTMENT  
[18 U.S.C. §1344(1)]

**SOM**

INDICTMENT

COUNTS 1-68

The Grand Jury charges:

At all times material to this Indictment:

1. American Savings Bank, Bank of Hawaii, and First Hawaiian Bank, were financial institutions with deposits insured by the Federal Deposit Insurance Corporation.

2. On July 24, 1998, HOI FUNG LEUNG opened First Hawaiian Bank checking account # 65-473062.

3. Beginning on or about January 10, 2000 and continuing up to on or about June 30, 2000, the defendants, CHIA SHENG CHEN aka Jason Nabari, Jai Wai Lin, and HOI FUNG LEUNG aka Sun Quan Lee, devised a scheme or artifice to defraud American Savings Bank, Bank of Hawaii, and First Hawaiian Bank and, to obtain monies and funds, owned by and under the custody and control of American Savings Bank, Bank of Hawaii, and First Hawaiian Bank, by means of false and fraudulent pretenses and representations by:

(a) On January 10, 2000, CHIA SHENG CHEN opened Bank of Hawaii checking account # 81-179905 at its Waikiki Branch.

(b) On March 18, 2000, CHIA SHENG CHEN, opened Bank of Hawaii checking account # 81-563675 at its Star Market Moiliili Branch, under the assumed name JASON NABARI.

(c) On May 8, 2000, CHIA SHENG CHEN, opened Bank of Hawaii checking account # 81-379181 at its Star Market Kahala Branch, under the assumed name JAI WAI LIN.

(d) On June 2, 2000, HOI FUNG LEUNG, opened Bank of Hawaii checking account # 81-653917, under the assumed name SUN QUAN LEE.

4. It was part of the scheme and artifice to defraud and to obtain money and funds by means of false pretenses, and representations that the defendants would and did deposit checks which they knew would not be honored because they were drawn on closed accounts, lacked sufficient funds, or were stolen or forged. Defendants after depositing the checks they knew to be invalid made withdrawals from Automatic Teller Machines and wrote checks against those monies and funds, using credit which they knew they did not have available.

5. On or about January 10, 2000, to and including June 30, 2000, within the District of Hawaii, the defendants CHIA SHENG CHEN aka Jason Nabari, Jai Wai Lin, and HOI FUNG LEUNG aka Sun Quan Lee, executed and attempted to execute the scheme and artifice to defraud and to obtain money and funds by means of false pretenses, and representations as set forth above in paragraphs 1-4 of this Indictment, in that they deposited checks which they knew would not be honored because they were drawn on closed accounts, lacked sufficient funds, or were stolen or forged and after depositing the checks they knew to be invalid made withdrawals from Automatic Teller Machines and wrote checks against those monies and funds, using credit which they knew they did not have available, with each of the following constituting a separate count of this Indictment:

CHIA SHENG CHEN aka Jason Nabari, Jai Wai LinChecks Deposited

<u>Count</u>	<u>Date</u>	<u>Bank</u>	<u>Amount</u>	<u>Account Name</u>
Bank of Hawaii Account # 81-179905				
1	1/10/00	Washington Mutual	1,000	Kuan Hua Chen
2	1/18/00	Washington Mutual	3,000	Kuan Hua Chen
3	1/19/00	Washington Mutual	8,000	Kuan Hua Chen
4	1/21/00	First Hawaiian	1,000	Kuan Hua Chen
5	1/28/00	USAA Federal	1,200	Frank Thomas
6	2/3/00	Washington Mutual	4,000	Kuan Hua Chen
Bank of Hawaii Account # 81-563675				
7	3/31/00	USAA Federal	8,000	Frank Thomas
8	4/10/00	USAA Federal	800	Frank Thomas
9	4/11/00	USAA Federal	15,000	Frank Thomas
Bank of Hawaii Account # 81-379181				
10	5/24/00	First Hawaiian	3,000	Hoi Fung Leung
11	5/24/00	First Hawaiian	1,000	Hoi Fung Leung
12	5/24/00	First Hawaiian	500	Hoi Fung Leung
13	5/24/00	First Hawaiian	500	Hoi Fung Leung
14	5/24/00	First Hawaiian	500	Hoi Fung Leung
15	5/24/00	First Hawaiian	1,000	Hoi Fung Leung
16	5/24/00	First Hawaiian	1,000	Hoi Fung Leung
17	5/24/00	First Hawaiian	1,000	Hoi Fung Leung
18	5/25/00	First Hawaiian	300	Hoi Fung Leung

<u>Count</u>	<u>Date</u>	<u>Bank</u>	<u>Amount</u>	<u>Account Name</u>
19	5/25/00	First Hawaiian	400	Hoi Fung Leung
20	5/25/00	First Hawaiian	500	Hoi Fung Leung
21	5/25/00	First Hawaiian	600	Hoi Fung Leung
22	5/25/00	First Hawaiian	400	Hoi Fung Leung
23	5/25/00	First Hawaiian	2,000	Hoi Fung Leung
24	5/25/00	Bank of America	11,000	Hoi Fung Leung
25	5/25/00	Bank of America	5,000	Hoi Fung Leung

Withdrawals/Debit Card

<u>Count</u>	<u>Date</u>	<u>Bank</u>	<u>Amount</u>	<u>Transaction Type</u>
Bank of Hawaii Account # 81-179905				
26	1/25/00	Bank of Hawaii	200	ATM
27	1/25/00	Bank of Hawaii	200	ATM
28	1/25/00	Bank of Hawaii	200	ATM
29	1/25/00	Bank of Hawaii	200	ATM
30	1/25/00	Bank of Hawaii	200	ATM
31	1/25/00	Bank of Hawaii	200	ATM
32	1/25/00	Bank of Hawaii	200	ATM
33	1/26/00	Bank of Hawaii	200	ATM
34	1/26/00	Bank of Hawaii	200	ATM
35	1/26/00	Bank of Hawaii	200	ATM
36	1/26/00	Bank of Hawaii	200	ATM
37	1/26/00	Bank of Hawaii	200	ATM
38	1/26/00	Bank of Hawaii	200	ATM

<u>Count</u>	<u>Date</u>	<u>Bank</u>	<u>Amount</u>	<u>Transaction Type</u>
39	1/26/00	Bank of Hawaii	180	ATM
Bank of Hawaii Account # 81-563675				
40	4/11/00	Bank of Hawaii	501	ATM
41	4/11/00	Bank of Hawaii	301	ATM
42	4/11/00	Bank of Hawaii	201.50	ATM
43	4/11/00	Bank of Hawaii	201.50	ATM
44	4/11/00	Bank of Hawaii	201.50	ATM
45	4/11/00	Bank of Hawaii	161.50	ATM
46	4/13/00	Bank of Hawaii	200	ATM
47	4/13/00	Bank of Hawaii	5,989.54	Debit Card

HOI FUNG LEUNG aka Sun Quan Lee

Checks Deposited

<u>Count</u>	<u>Date</u>	<u>Bank</u>	<u>Amount</u>	<u>Account Name</u>
First Hawaiian Bank Account # 65-473062				
48	4/17/00	USAA Federal	950	Frank Thomas
49	4/17/00	USAA Federal	1,200	Frank Thomas
50	4/18/00	Bank of Hawaii	500	Chia Sheng Chen
51	4/18/00	Bank of Hawaii	2,000	Chia Sheng Chen
52	4/18/00	USAA Federal	15,000	Frank Thomas
53	4/21/00	Bank of Hawaii	1,000	Jason Nabari
54	4/24/00	Bank of Hawaii	1,000	Jason Nabari

<u>Count</u>	<u>Date</u>	<u>Bank</u>	<u>Amount</u>	<u>Account Name</u>
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Bank of Hawaii Account # 81-653917

55	6/6/00	American Savings	5,000	Jaded Dragon
56	6/6/00	American Savings	5,000	Jaded Dragon
57	6/6/00	American Savings	10,000	Jaded Dragon

Checks Cashed

<u>Count</u>	<u>Date</u>	<u>Bank</u>	<u>Amount</u>	<u>Account Name</u>
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First Hawaiian Bank Account # 65-473062

58	4/17/00	American Savings	600	Chia Sheng Chen
59	4/18/00	Bank of Hawaii	2,000	Chia Sheng Chen
60	4/19/00	Bank of Hawaii	1,000	Jason Nabari
61	4/19/00	Bank of Hawaii	1,000	Jason Nabari
62	4/19/00	Bank of Hawaii	1,000	Jason Nabari
63	4/19/00	Bank of Hawaii	1,000	Jason Nabari
64	4/20/00	Bank of Hawaii	1,000	Jason Nabari
65	4/21/00	Bank of Hawaii	1,000	Jason Nabari
66	4/21/00	Bank of Hawaii	1,000	Jason Nabari
67	4/22/00	Bank of Hawaii	1,000	Jason Nabari
68	4/24/00	Bank of Hawaii	1,000	Jason Nabari

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All in violation of Title 18, United States Code,  
Section 1344(1).

DATED: May 23,, 2001, Honolulu, Hawaii.

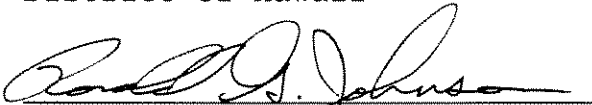
A TRUE BILL

15/

FOREPERSON, GRAND JURY



ELLIOT ENOKI  
United States Attorney  
District of Hawaii



RONALD G. JOHNSON  
Assistant U.S. Attorney

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and HOI FUNG LEUNG aka Sun Quan Lee  
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"Indictment"